

**MINUTES  
RANCHO PALOS VERDES CITY COUNCIL  
SPECIAL MEETING  
DECEMBER 20, 2016**

The meeting was called to order at 5:35 P.M. by Mayor Dyda at Fred Hesse Community Park, 29301 Hawthorne Boulevard.

City Council roll call was answered as follows:

**PRESENT:** Brooks, Duhovic, Dyda, Misetich and Mayor Campbell

**ABSENT:** None

Also present were Doug Willmore, City Manager; David Aleshire, City Attorney; Gabriella Yap, Deputy City Manager; and Teresa Takaoka, Acting City Clerk.

**CLOSED SESSION ITEMS ANNOUNCED:**

City Attorney Aleshire announced the items to be discussed in Closed Session.

**PUBLIC COMMENTS:** (This section of the agenda is for audience comments regarding Closed Session items)

Noel Weiss spoke regarding the consideration of the lawsuits discussed in closed session regarding Green Hills Memorial Park and the Conditional Use Permit.

**RECESS TO CLOSED SESSION:**

At 5:42 P.M., the Council recessed to Closed Session.

**RECONVENE TO STUDY SESSION:**

The meeting was reconvened to a Study Session at 7:07 P.M.

**STUDY SESSION:**

**PUBLIC COMMENTS FOR ITEMS LISTED ON THE AGENDA FOR THE STUDY SESSION:**

None.

**DISCUSSION TOPICS:**

**Review of Tentative Agendas and 2014 City Council Goals and Priorities**

Discussion ensued among Council Members, City Attorney Aleshire, and Staff

regarding items on the upcoming Council Meeting agendas as listed on the Tentative Agendas.

Councilman Misetich moved, seconded by Councilwoman Brooks, that the Council cancel the January 3, 2017 Regular Meeting, and schedule a meeting to be held on January 31, 2017 at 6:30 P.M. for an Adjourned Regular Meeting for an Annual Review of Green Hills Memorial Park with the meeting to be held at Fred Hesse Community Park.

The motion passed on the following roll call vote:

**AYES:** Brooks, Dyda, Duhovic, Misetich and Mayor Campbell  
**NOES:** None

Councilwoman Brooks moved, seconded by Councilman Misetich, to approve the Tentative Agendas, as amended.

The motion passed on the following roll call vote:

**AYES:** Brooks, Dyda, Duhovic, Misetich and Mayor Campbell  
**NOES:** None

#### **RECONVENE TO REGULAR SESSION:**

#### **ROLL CALL:**

City Council roll call was answered as follows:

**PRESENT:** Brooks, Duhovic, Dyda, Misetich and Mayor Campbell  
**ABSENT:** None

Also present were Doug Willmore, City Manager; Gabriella Yap, Deputy City Manager; David Aleshire, City Attorney; Michael Throne, Director of Public Works; Nicole Jules, Deputy Director of Public Works; Lauren Ramezani, Senior Administrative Analyst; Cory Linder, Director of Recreation and Parks; Daniel Trautner, Deputy Director of Recreation and Parks; Deborah Cullen, Director of Finance; Ara Mihranian, Director of Community Development; Dan Landon, IT Manager; and Teresa Takaoka, Acting City Clerk.

Also present was Captain Beringer, Lomita Station, Los Angeles County Sheriff's Department.

#### **PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was led by Webelow No. 2 Pack 128.

## **CLOSED SESSION REPORT:**

City Attorney Aleshire reported on the three Closed Session items: 1) with respect to Existing Litigation pertaining to the Loveys cases a status report was given and no reportable action was taken; 2) with respect to the public employee performance evaluation, the item was discussed, and no reportable action was taken; 3) with respect to Potential Litigation regarding a threat of litigation against the City as reported at the City Council meeting of September 20, 2017, a report was given but no reportable action was taken.

## **MAYOR'S ANNOUNCEMENTS:**

Councilman Misetich recognized his son Jonathan Misetich for his service in the U.S. Army as a Private 1<sup>st</sup> Class. Mayor Campbell also recognized James Campbell for his service in the ROTC Rangers unit.

## **RECYCLE AND EMERGENCY PERSONAL PREPAREDNESS KIT DRAWING:**

Mayor Campbell announced Recyclers of the Month from the December 6, 2016, City Council meeting: Col. Stephen S. Katz and Dr. Robert Appell. He indicated that all winners receive a check for \$250 and urged everyone to participate in the City's Recycling Program. He noted that in addition to winning the Recycler Drawing, the two individuals also won a Personal Emergency Preparedness Kit from the City at a value of \$60.00.

## **APPROVAL OF THE AGENDA:**

Councilman Duhovic moved, seconded by Councilman Misetich to approve the agenda.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, Dyda, Misetich and Mayor Campbell

**NOES:** None

**ABSENT:** None

## **PUBLIC COMMENTS: (Audience Comments regarding Items Not on the Agenda)**

Acting City Clerk Takaoka reported that there were four requests to speak under Public Comments.

Noel Weiss, provided comments regarding compliance issues related to Green Hills Memorial Park and Rancho LPG

Dorothea Flannigan, Rancho Palos Verdes, provided comments regarding signs and areas of blight in Rancho Palos Verdes.

Tracy, no last name, provided comments regarding bike safety issues in the City.

Sharon Loveys, Vista Verde, provided comments regarding Green Hills Memorial Park and Inspiration Slope.

### **CITY MANAGER REPORT:**

City Manager Willmore reported on: a missing resident, Sheila Williams, (it was noted a little later in the evening that Ms. Williams was found and reunited with her family); the Finance Advisory Recruitment is currently underway with a closing date of January 6, 2017; there were 125 attendees at the Breakfast with Santa event; and thanked his Staff and City Council and wished everyone Happy Holidays.

### **CONSENT CALENDAR:**

Acting City Clerk Takaoka reported that there were no requests to speak on Consent Calendar items.

Mayor Pro Tem Duhovic requested that Item D (Consideration and Possible Action to Approve a Customer Service Survey) be removed from the Consent Calendar for separate consideration.

Councilman Misetich requested that Item F (Consider and Possible Action to Receive and File a Report Regarding the City's Participation in Los Angeles County Fire District) be removed from the Consent Calendar for separate consideration.

Councilwoman Brooks moved, seconded by Mayor Pro Tem Duhovic, to approve the Consent Calendar, with Item D (Consideration and Possible Action to Approve a Customer Service Survey) and Item F (Consider and Possible Action to Receive and File a Report Regarding the City's Participation in Los Angeles County Fire District) removed and to be heard immediately after the Regular Business items.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, Dyda, Misetich, and Mayor Campbell

**NOES:** None

**ABSENT:** None

### **Motion to Waive Full Reading**

Adopted a motion to waive reading in full of all ordinances presented at this meeting with consent of the waiver of reading deemed to be given by all Council Members after the reading of the title.

### **Register of Demands**

ADOPTED RESOLUTION NO. 2016-56, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, ALLOWING CERTAIN CLAIMS AND DEMANDS AND SPECIFYING FUNDS FROM WHICH THE SAME ARE TO BE PAID.

**Consideration and Possible Action to Approve the City's Participation in the 2017 Los Angeles Regional Imagery Acquisition Consortium (LARIAC5) For Aerial Imagery Acquisition**

Authorized the City Manager to sign the "Intent to Participate" in the 2017 LARIAC5 initiative.

**Consideration and Possible Action to Approve a Customer Service Survey**

This item was removed from the Consent Calendar for separate consideration.

**Consideration and Possible Action to Comment on the Draft Municipal Service Reviews for the two Recreation and Parks Districts in the City, and to Take a Position Regarding the Possible Dissolution Ridgecrest Ranchos Recreation and Parks District**

1) Received and filed the staff report; 2) Approved the City's comments on the draft Municipal Service Reviews; and 3) Provided further direction to Staff, as deemed appropriate.

**Consideration and Possible Action to Receive and File a Report Regarding the City's Participation in Los Angeles County Fire District**

This item was removed from the Consent Calendar for separate consideration.

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**PUBLIC HEARINGS:**

**Consideration and Possible Action to Adopt a Code Amendment to Affirm the Prohibition of Short-term Rentals and to Prohibit the Advertisement of Short-term Rentals in the City's Residential Districts (Case No. ZON2016-00188)**

Acting City Clerk Takaoka reported that notice of the public hearing was duly published, written protests received and included as part of the staff report, and late correspondence was distributed prior to the meeting. Acting City Clerk Takaoka also reported that there were five requests to speak on Consent Calendar items.

Mayor Campbell called a brief recess from 7:51 P.M. to 8:03 P.M.

Director of Community Development Mihranian provided a staff report and PowerPoint presentation regarding this item.

Discussion ensued among Council Members and Staff.

Mayor Campbell declared the public hearing open.

Tracy, no last name, provided comments regarding Airbnb operators and their continued non-compliance.

Michael Huang, provided comments about Airbnb prohibitions and urged the Council to adopt the Urgency ordinance.

Chris Huang, provided comments about Airbnb operators and the need for enforcement of the ban as violations continue.

Nelly Bertolina, agreed with all speakers before her and is in support of the ban and staff's recommendation.

Mickey Rodich, provided comments regarding the Coastal Commission letter as included with the staff report.

Mayor Campbell declared the public hearing closed.

Discussion ensued among Council Members and staff.

Mayor Pro Tem Duhovic moved, seconded by Councilwoman Brooks, to approve the staff recommendation to: 1) Adopt Urgency Ordinance No. 592U, AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES AMENDING CHAPTER 17.02 (SINGLE-FAMILY RESIDENTIAL (RS) DISTRICTS), CHAPTER 17.04 (MULTI-FAMILY RESIDENTIAL (RM) DISTRICTS) AND CHAPTER 17.96 (DEFINITIONS) OF TITLE 17 (ZONING) OF THE CITY'S MUNICIPAL CODE TO AFFIRM THE PROHIBITION OF SHORT TERM RENTALS AND TO PROHIBIT THE ADVERTISEMENT OF SHORT-TERM RENTALS IN THE CITY'S SINGLE-FAMILY AND MULTI-FAMILY RESIDENTIAL ZONING DISTRICTS; and, 2) Introduce Ordinance No. 593, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES AMENDING CHAPTER 17.02 (SINGLE-FAMILY RESIDENTIAL (RS) DISTRICTS), CHAPTER 17.04 (MULTI-FAMILY RESIDENTIAL (RM) DISTRICTS) AND CHAPTER 17.96 (DEFINITIONS) OF TITLE 17 (ZONING) OF THE CITY'S MUNICIPAL CODE TO AFFIRM THE PROHIBITION OF SHORT-TERM RENTALS AND TO PROHIBIT THE ADVERTISEMENT OF SHORT-TERM RENTALS IN THE CITY'S SINGLE-FAMILY AND MULTI-FAMILY RESIDENTIAL ZONING DISTRICTS.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, Dyda, and Misetich  
**NOES:** Mayor Campbell  
**ABSENT:** None

## **REGULAR BUSINESS:**

### **Consideration and Possible Action to Contract with Federal Advocates, Inc. for Federal Advocacy Services**

Acting City Clerk Takaoka reported that there were no requests to speak regarding this item.

City Manager Willmore presented a brief staff report.

Discussion continued among Council Members and staff.

Councilman Misetich moved, seconded by Mayor Pro Tem Duhovic, to approve the staff recommendation No. 2 to **not** enter in to a formal agreement with Federal Advocates, Inc. and to instead offer a friendly amendment to pursue other relationships with other advocacy groups.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, Dyda, Misetich, and Mayor Campbell  
**NOES:** None  
**ABSENT:** None

### **Consideration and Possible Action to Approve a Contract with SunGard, Inc. to Provide a Software System to Replace and Enhance the City's Permitting, Planning, Code Enforcement, Business License and Cashiering systems**

Acting City Clerk Takaoka reported that there was one request to speak regarding this item.

IT Manager Landon presented a brief staff report and PowerPoint presentation regarding this item.

Discussion continued among Council Members and Staff.

Mickey Rodich, provided comments regarding the need for the software but would like Staff to have done more research with a consultant. Staff clarified that a consultant was used for the process.

Mayor Pro Tem Duhovic moved, seconded by Councilman Misetich to approve the staff recommendation to approve the contract with SunGard, Inc. to replace the City's Permitting, Planning, Code Enforcement, Business License and Cashiering systems.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, Dyda, Missetich, and Mayor Campbell  
**NOES:** None  
**ABSENT:** None

**Consideration and Possible Action to Adopt an Urgency Ordinance Revising Chapters 17.10 and 17.96 of Title 17 of the Municipal Code, and to Initiate a Code Amendment to Consider Amending Chapters 17.10 and 17.96 of Title 17 of the Municipal Code, Updating the City's Second Unit Development Standards (Case No. ZON2016-00579)**

Director of Community Development Mihranian presented a brief staff report.

Discussion continued among Council Members and Staff.

Councilman Missetich moved, seconded by Mayor Pro Tem Duhovic, to approve the staff recommendation alternative No. 2 to initiate discussion with the League of California Cities for a way to legally challenge this law.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, Dyda, Missetich, and Mayor Campbell  
**NOES:** None  
**ABSENT:** None

Mayor Campbell called a brief recess from 7:51 P.M. to 8:03 P.M.

**Consideration and Possible Action to Amend the Rancho Palos Verdes Administrative Citation Fine Schedule to Establish a Second Tier of Fines for Certain Violations of the City's Municipal Code and Project Approved-Conditions of Approval**

Acting City Clerk Takaoka reported that late correspondence was distributed prior to the meeting and that there were three requests to speak regarding this item.

Director of Community Development Mihranian presented a brief staff report.

Discussion continued among Council Members and Staff.

Tracy, no last name, provided comments regarding the amount of the penalties that should be assessed and commended staff's efforts.

Michael Huang, provided comments regarding the challenges to catch those violating the code and to make sure the fines are punitive.



Nelly Bertolina, agreed with the other speakers and would also like the fines to be punitive.

Discussion continued among Council Members and Staff.

Mayor Pro Tem Duhovic moved, seconded by Councilwoman Brooks, to approve staff recommendation with modified fines to start at \$2,500 per occurrence and to increase by \$2,500 increments repeat occurrences, with no maximum for Tier 2 penalties and to adopt Resolution 2016-57, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES AMENDING THE SCHEDULE OF PENALTIES FOR ADMINISTRATIVE CITATIONS BY ESTABLISHING A SECOND TIER OF FINES FOR CERTAIN VIOLATIONS OF THE CITY OF RANCHO PALOS VERDES MUNICIPAL CODE.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, and Misetich  
**NOES:** Dyda, and Mayor Campbell  
**ABSENT:** None

Mayor Campbell moved, seconded by Councilman Misetich moved to extend the meeting to 10:45 P.M. for the consideration of new business.

Without objection, Mayor Campbell so ordered.

### **Consideration and Possible Action to Appoint Three Members to the Infrastructure Management Advisory Committee (IMAC)**

As there was no request for a staff report, Acting City Clerk Takaoka distributed ballots for the selection of three members to fill the vacancies on the Infrastructure Management Advisory Committee.

After one round of balloting, John Curtis, Donald Swanson, and Richard Taube were unanimously selected to fill the three vacancies on the Infrastructure Management Advisory Committee, said term of office until December 2020.

### **Consideration and Possible Action to Appoint City Council Members to Intergovernmental Organizations, Associations and City Subcommittees for 2017**

Discussion ensued among Council Members regarding the appointments to intergovernmental organizations, associations and City Subcommittees, with several amendments made to the assignments.

Councilwoman Brooks moved, seconded by Councilman Dyda to: 1) Appoint the members of Council to the various intergovernmental organizations, associations,

and City Subcommittees, as amended; and, 2) Direct Staff to notify the various agencies of the Council's decision.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, Dyda, Missetich, and Mayor Campbell  
**NOES:** None  
**ABSENT:** None

### **Consider Authorization of Neighborhood Public Safety Monitoring Program**

Acting City Clerk Takaoka reported that there were three requests to speak regarding this item.

By acclamation, the Council waived the staff report.

Mickey Rodich, Rancho Palos Verdes, complimented Captain Beringer and his Staff regarding the successful ALPR program; provided his support of the grant program and would like to see some subsidies for installation of the doorbell cameras for seniors.

Miro, Rancho Palos Verdes, shared his comments supporting any idea that provides safekeeping of property and supports the installation of additional ALPR cameras in his community.

Vatché, Palos Verdes Peninsula, provided comments regarding the use of higher definition images for the cameras.

Councilwoman Brooks moved, seconded by Mayor Pro Tem Duhovic, to approve the staff recommendation to: 1) Authorize Staff to move forward with the Grant Program for Homeowner Association Safety Improvements; 2) Authorize amendments to Council Policy #31 to exempt Homeowner Association Cameras from the policy; 3) Authorize an incentive of \$100,000 for selected Ring camera products; 4) Authorize the Mayor to sign an agreement, in a form approved by the City Attorney, with Bot Home Automation dba Ring for reimbursement of the City's incentive for residents; 5) Authorize Automated License Plate Recognition (ALPR) cameras for the Eastview neighborhoods along Western Avenue; and 6) Direct Staff to return to Council with an estimated cost for Western Avenue infrastructure and an agreement with Vigilant Solutions, the ALPR vendor.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, Dyda, Missetich, and Mayor Campbell  
**NOES:** None  
**ABSENT:** None

### **Consideration and Possible Action to Review Staff and the Sheriff's Department's Planned Response to Proposition 57**

Mayor Pro Tem Duhovic moved, seconded by Councilman Dyda to waive staff report and to approve staff recommendation to receive and file Staff and the Sheriff's Department's planned response to Proposition 57.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, Dyda, Misetich, and Mayor Campbell  
**NOES:** None  
**ABSENT:** None

Councilwoman Brooks moved, seconded by Mayor Campbell moved to extend the meeting to 10:50 P.M. for the consideration of new business.

Without objection, Mayor Campbell so ordered.

### **ITEMS REMOVED FROM THE CONSENT CALENDAR:**

#### **Consideration and Possible Action to Approve a Customer Service Survey**

This item was removed by Mayor Pro Tem Duhovic from the Consent Calendar for separate consideration.

Discussion ensued among Councilmembers and Staff.

Mayor Pro Tem Duhovic moved, seconded by Councilwoman Brooks to approve the staff recommendation to approve a customer service survey that will be provided to customers who interacted with the City during 2016 with the addition of Mayor Pro Tem Duhovic's suggestions.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, Dyda, Misetich, and Mayor Campbell  
**NOES:** None  
**ABSENT:** None

#### **Consider and Possible Action to Receive and File a Report Regarding the City's Participation in Los Angeles County Fire District**

This item was removed by Councilman Misetich from the Consent Calendar for separate consideration.

Discussion ensued among Councilmembers and Staff.

Councilman Misetich moved, seconded by Mayor Pro Tem Duhovic, to approve the staff recommendation to request the following items/services be included in future discussions with the Los Angeles County Fire District: an additional service station located on the westside of the City; a water dropping helicopter to be stationed at the Civic Center; and the consideration to include a Fire Station at the Civic Center site.

The motion passed on the following roll call vote:

**AYES:** Brooks, Duhovic, Dyda, Misetich, and Mayor Campbell  
**NOES:** None  
**ABSENT:** None

Councilman Misetich moved, seconded by Mayor Campbell moved to extend the meeting to 11:00 P.M. for the consideration of new business.

Without objection, Mayor Campbell so ordered.

#### **FUTURE AGENDA ITEMS:**

The following items were raised by Council Members as future agenda items:  
Business License Fee Increase Based on CPI (Campbell) – this will be agendized on the next agenda (01/17/17)

Revisit the Special Event Permit (Campbell)

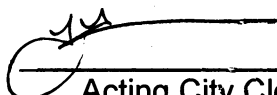
#### **CITY COUNCIL ORAL REPORTS:**

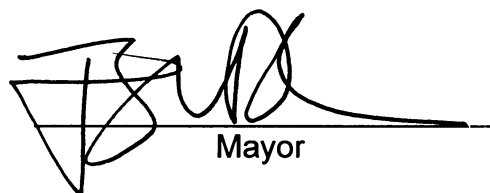
Each Council Member present reported on his/her attendance at various organization and association meetings.

#### **ADJOURNMENT:**

At 11:02 P.M., Mayor Campbell adjourned the meeting.

Attest:

  
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Acting City Clerk

  
\_\_\_\_\_  
Mayor